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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS:

JEFF HATCH-MILLER, Chairman
WILLIAM A. MUNDELL
MARC SPITZER
MIKE GLEASON
KRISTIN K. MAYES

In the matter of:

WORLDWIDE FOREX, INC.
Steven Labell, Registered Agent
700 North Hiatus Road, Suite 203
Pembroke Pines, Florida 33026

UNIVERSAL FX, INCORPORATED
Darren C. Blum, P.A., Registered Agent
8751 West Broward Boulevard
Plantation, Florida 33324

DAVID BRIDGES
c/o WORLDWIDE FOREX
700 North Hiatus Road, Suite 203
Pembroke Pines, Florida 33026

Respondents.

DOCKET NO. S-03541A-03-0000

**MOTION TO WITHDRAW AS
COUNSEL OF RECORD**


(Expedited Ruling Requested)

Pursuant to Rule 5.1(a)(2) Arizona Rules of Civil Procedure, undersigned counsel hereby moves to withdraw as local counsel in this matter. This Motion is supported by the accompanying Memorandum of Points and Authorities and the Certification of James M. McGuire dated July 22, 2005.

RESPECTFULLY SUBMITTED this 22nd day of July, 2005.

ROSHKA HEYMAN & DeWULF, PLC

By


Paul J. Roshka, Jr., Esq.

James M. McGuire, Esq.

One Arizona Center

400 East Van Buren Street, Suite 800

Phoenix, Arizona 85004

602-256-6100

Attorneys for Respondents

AZ CORP COMMISSION
DOCUMENT CONTROL

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MEMORANDUM OF POINTS AND AUTHORITIES

This Motion to Withdraw is governed by Rule 5.1(a)(2) Arizona Rules of Civil Procedure. On February 6, 2004, undersigned counsel filed a Notice of Appearance of Local Counsel in this matter and notified the Commission that it would be serving as local counsel. Kenneth J. Dunn, an attorney in Florida, was admitted pro hac vice, and is primary counsel to the Respondents in this matter.

In conformity with said Rule, the undersigned identifies the Respondents names and addresses as follows:

WORLDWIDE FOREX, INC.
Steven Labell, Registered Agent
700 North Hiatus Road, Suite 203
Pembroke Pines, Florida 33026

UNIVERSAL FX, INCORPORATED
Darren C. Blum, P.A., Registered Agent
8751 West Broward Boulevard
Plantation, Florida 33324

and

c/o
R. Lawrence Bonner, Esq.
Homer & Bonner, P.A.
The Four Seasons Tower
1441 Brickell Avenue, Suite 1200
Miami, Florida 33131

DAVID BRIDGES
c/o WORLDWIDE FOREX
700 North Hiatus Road, Suite 203
Pembroke Pines, Florida 33026

Undersigned counsel finds it necessary to withdraw from further service as local counsel in this matter because Kenneth J. Dunn, the Respondents' primary counsel, has ceased communications with this firm. Undersigned counsel believed that Mr. Dunn had made arrangements with the late Kathleen Coughenour DeLaRosa to enter into a Consent Order in this

1 case. Undersigned counsel were later informed that Mr. Dunn had not provided the signed
2 Consent to the Division.

3 Undersigned counsel have not been able to reach Mr. Dunn since that time. Our firm was
4 contacted by Homer & Bonner and informed that they were now representing Universal FX,
5 Incorporated. Homer & Bonner were attempting to locate Mr. Dunn to ascertain what he was
6 doing with regard to this matter, and others he was apparently handling for Universal. It is our
7 understanding, based on representations from Erik Weinick of Homer & Bonner, they were unable
8 to locate Mr. Dunn.

9
10 Undersigned counsel have attempted to contact Mr. Dunn by telephone, both at his office
11 number and at his home and cell phone numbers. The office telephone number no longer works,
12 his cell phone states that the mailbox is full, and voice messages left on his home answering
13 machine have gone unanswered. Both the Division and undersigned counsel have attempted to
14 contact Mr. Dunn without success.

15 Under the circumstances, undersigned counsel are unable to continue serving as local
16 counsel. A copy of the Notice of Hearing, providing for a hearing in this matter on August 11, 15,
17 and 16, 2005, has been sent to Mr. Dunn. In addition, a copy of this Motion is being sent to
18 Mr. Dunn, to the addresses of the Respondents set forth above, to Homer & Bonner, counsel for
19 Universal FX, Inc. and to the Division.

20
21 A proposed form of order is attached.
22
23
24 ...
25 ...
26 ...
27

ROSHKA HEYMAN & DeWULF, PLC
ONE ARIZONA CENTER
400 EAST VAN BUREN - SUITE 800
PHOENIX, ARIZONA 85004
TELEPHONE NO 602-256-6100
FACSIMILE 602-256-6800

1 RESPECTFULLY SUBMITTED this 22nd day of July, 2005.

2 ROSHKA HEYMAN & DeWULF, PLC

3
4 By 

5 Paul J. Roshka, Jr., Esq.
6 James M. McGuire, Esq.
7 One Arizona Center
8 400 East Van Buren Street, Suite 800
9 Phoenix, Arizona 85004
10 602-256-6100
11 602-256-6800 (facsimile)
12 Attorneys for Respondents

13
14
15 ORIGINAL and thirteen copies of the foregoing
16 hand-delivered this 22nd day of July, 2005 to:

17 Docket Control
18 Arizona Corporation Commission
19 1200 West Washington Street
20 Phoenix, Arizona 85007

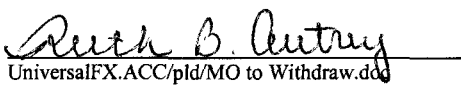
21 COPY of the foregoing hand-delivered
22 this 22nd day of July, 2005 to:

23 Marc E. Stern
24 Administrative Law Judge/Hearing Officer
25 Hearing Division
26 Arizona Corporation Commission
27 1200 West Washington Street
Phoenix, Arizona 85007

Mark Dinell, Esq.
Securities Division
Arizona Corporation Commission
1300 West Washington Street, 3rd Floor
Phoenix, Arizona 85007

COPY of the foregoing sent certified
mail this 22nd day of July, 2005 to:

Kenneth J. Dunn, Esq.
Feder & Dunn, P.A.
11575 Heron Bay Boulevard, Suite 315
Coral Springs, Florida 33076

1 Kenneth J. Dunn, Esq.
2 18780 Cape Sable Drive
3 Boca Raton, Florida 33498-6376
4
5 COPY of the foregoing Federal Expressed
6 this 22nd day of July, 2005 to:
7
8 WORLDWIDE FOREX, INC.
9 Steven Labell, Registered Agent
10 700 North Hiatus Road, Suite 203
11 Pembroke Pines, Florida 33026
12
13 UNIVERSAL FX, INCORPORATED
14 Darren C. Blum, P.A., Registered Agent
15 8751 West Broward Boulevard
16 Plantation, Florida 33324
17
18 and
19
20 c/o
21 R. Lawrence Bonner, Esq.
22 Homer & Bonner, P.A.
23 The Four Seasons Tower
24 1441 Brickell Avenue, Suite 1200
25 Miami, Florida 33131
26
27 DAVID BRIDGES
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UniversalFX.ACC/pld/MO to Withdraw.doc

1 **BEFORE THE ARIZONA CORPORATION COMMISSION**

2 **COMMISSIONERS:**

3 **JEFF HATCH-MILLER, Chairman**
4 **WILLIAM A. MUNDELL**
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20 Pembroke Pines, Florida 33026

21 Respondents.

DOCKET NO. S-03541A-03-0000

**CERTIFICATION OF JAMES M.
MCGUIRE IN SUPPORT OF MOTION
TO WITHDRAW**

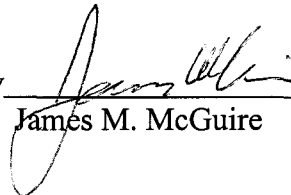
22 Pursuant to Rule 5.1(a)(2) Arizona Rules of Civil Procedure, undersigned counsel hereby
23 certifies that it has been unable to reach Kenneth J. Dunn to obtain direction as local counsel in this
24 matter. A copy of the Notice of Hearing has been sent to Mr. Dunn. Undersigned counsel
25 believed that Mr. Dunn had made arrangements with the late Kathleen Coughenour DeLaRosa to
26 enter into a Consent Order in this case. I was later informed that Mr. Dunn had not provided the
27 signed Consent to the Division.

28 I have not been able to reach Mr. Dunn since that time. Our firm was contacted by Homer
29 & Bonner and informed that they were now representing Universal FX, Incorporated. Homer &
30 Bonner were attempting to locate Mr. Dunn to ascertain what he was doing with regard to this
31 matter, and others he was apparently handling for Universal. It is my understanding, based on
32 representations from Erik Weinick of Homer & Bonner, they were unable to locate Mr. Dunn.

ROSHKA HEYMAN & DEWULF, PLC
ONE ARIZONA CENTER
400 EAST VAN BUREN - SUITE 800
PHOENIX, ARIZONA 85004
TELEPHONE NO 602-256-6100
FACSIMILE 602-256-6800

I have attempted to contact Mr. Dunn by telephone on numerous occasions, both at his office number and at his home and cell phone numbers. The office telephone number no longer works, his cell phone states that the mailbox is full, and voice messages left on his home answering machine have gone unanswered. Both the Division and undersigned counsel have attempted to contact Mr. Dunn without success. I was successful in contacting Mr. Dunn's former law partner, Gary Feder, who told me that Mr. Dunn was having some problems, but would not share those with me.

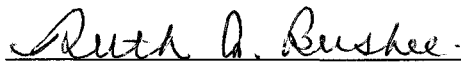
Executed on this 22nd day of July, 2005.

By 
James M. McGuire

STATE OF ARIZONA)
) ss.
COUNTY OF MARICOPA)

Subscribed and sworn to before me, the undersigned notary public, by James M. McGuire, on this 22nd day of July, 2005.

Witness my hand and official seal.


Notary Public

My Commission Expires: 4-12-07.

UniversalFX.ACC/pld/Certification of James McGuire



1 **BEFORE THE ARIZONA CORPORATION COMMISSION**

2 **COMMISSIONERS:**

3 **MARC SPITZER, Chairman**
4 **WILLIAM A. MUNDELL**
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21 Respondents.

DOCKET NO. S-03541A-03-0000

ORDER RE: MOTION TO WITHDRAW

22 Based upon the Motion To Withdraw as Counsel of Record, and the Certification of James
23 M. McGuire, and good cause appearing, it is hereby ordered granting the Motion to Withdraw of
24 James M. McGuire, Paul J. Roshka Jr. and the firm of Roshka Heyman & DeWulf as local counsel
25 in this matter.

26 DATED this _____ day of _____, 2005.

27 **MARC E. STERN**
ADMINISTRATIVE LAW JUDGE